

BILL NO. G-70-01- 14

GENERAL ORDINANCE NO. G- 77-70

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of an alley between Murray and Wallace Streets.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A petition for the vacation of an alley between Murray Street and Wallace Street by HOLSUM BAKERY COMPANY, having been filed with the Fort Wayne City Plan Commission, and a resolution having been duly adopted by the City Plan Commission on October 20, 1969 following a public hearing thereon, all in accordance with Section 44, Chapter 174, of the Acts of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385, of the Acts of 1963 of the General Assembly of the State of Indiana (Burns Ind. Statutes, 1964 Repl., Sec. 53-744), the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following public alley located in Fort Wayne, Allen County, Indiana, to-wit:

Vacation of the alley between Murray Street and Wallace Street, from the west property line of lots 51 and 72 to the east property line of lots 49 and 74 in Hamilton's 2nd Addition to the City of Fort Wayne, Indiana, subject to all existing public utilities.

SECTION 2. After passage of this Ordinance, approval by the Mayor and legal publication, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

APPROVED AS TO FORM
AND LEGALITY.

CITY ATTORNEY

Jack H. Dennis

Read the first time in full and on motion by Dunifon seconded by Rousseau and duly adopted, read the second time by title and referred to the (Committee on) Regulations (and to the City Plan Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on the _____ day of _____ 196____, at _____ o'clock P.M., E.S.T.)

Date: 1-27-70

Freud H. Bonachoon
City Clerk

Read the third time in full and on motion by Dunifon seconded by Steigerwald and duly adopted, placed on its passage.
Passed (~~LOST~~) by the following vote:

AYES	<u>9</u>	NAYS	<u>0</u>	ABSTAINED	____	ABSENT	____	to-wit:
Adams	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Dunifon	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Fay	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Geake	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Nuckols	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Robinson	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Rousseau	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Steigerwald	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Tipton	<u>✓</u>	_____	_____	_____	_____	_____	_____	

Date 2-10-70

Freud H. Bonachoon
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (~~Zoning Map~~) (General) (~~Annexation~~) (~~Special~~) (~~Appropriation~~) Ordinance (Resolution) No. 21-77-70

on the 10th day of February, 196 70.

ATTEST: (SEAL)

Freud H. Bonachoon
City Clerk

Harold S. Tipton
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of February, 196 70 at the hour of 8:30 o'clock A.M.,E.S.T.

Freud H. Bonachoon
City Clerk

Approved and signed by me this 11th day of February, 1970, at the hour of 9:25 o'clock A.M.,E.S.T.

Harold S. Zeis
Mayor

Bill No. G-70-01-24

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
amending General Ordinance No. G-97 by authorizing the vacation of an alley
between Murray and Wallace Streets,

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance DO PASS.

JACK K. DUNIFON, Chairman

EDWIN J. ROUSSEAU, Vice-Chairman

THOMAS G. ADAMS

WILLIAM K. GEAKE

PHIL A. STEIGERWALD

[Handwritten signatures: Jack K. Dunifon, Edwin J. Rousseau, Thomas G. Adams, William K. Geake, Phil A. Steigerwald]
CONCURRED IN

DATE 2-10-70 RUAD G. BONAHOOM, CITY CLERK

RESOLUTION

WHEREAS, Holsum Bakery Company, has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public street and alley in Allen County, Indiana, to-wit:

Vacation of the alley between Murray Street and Wallace Street, from the west property line of lots 51 and 72 to the east property line of lots 49 and 74 in Hamilton's 2nd Addition to the City of Fort Wayne, Indiana, subject to all existing public utilities.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Ind. Ann. Stat. S 53-744 (Burns 1964 Repl. Ed.); and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on October 20, 1969, at 7:30 o'clock p.m., and at such hearing there were no objections of any kind of character which should prevent the vacation of said public street and alley;

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that said petition should be granted and that the vacation of said public alley hereinbefore described conforms to the general policy and pattern of development set out in the master plan of the City of Fort Wayne, Indiana; and,


BE IT FURTHER RESOLVED that the alley between Murray Street and Wallace Street from the west property line of Clinton Street to the east property line of the first alley east of Calhoun Street should be vacated; and,

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of streets and alleys in Allen County, Indiana.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, Arthur C. Richard, President of the Fort Wayne City Plan Commission, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held on October 20, 1969, and as the same appears of record in the official records of said Plan Commission.

DATED THE 20th DAY OF OCTOBER, 1969


Arthur C. Richard, President
Fort Wayne City Plan Commission

